



COMESA Competition Commission

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**Common Market for Eastern
and Southern Africa**

CCC Merger Inquiry Notice No. 06 of 2017

**Notice of Inquiry into the Acquisition of Monsanto Company by Bayer
Aktiengesellschaft**

It is hereby notified in terms of Article 26(6) of the COMESA Competition Regulations (hereinafter referred to as the "Regulations") that the COMESA Competition Commission (the "Commission") after receiving a notification in terms of Article 24 of the Regulations involving Bayer Aktiengesellschaft ("Bayer") and Monsanto Company ("Monsanto") intends to embark on an inquiry in terms of Article 26 of the Regulations.

The acquirer, Bayer, is a global life sciences company with operations in Europe, North America, Asia, Africa, Latin America, the Middle East and Australia. Bayer comprises three business divisions, namely Pharmaceuticals, Consumer Health, Crop Science, as well as the Animal Health business unit.

The target undertaking, Monsanto is a global provider of agricultural products for farmers. It is a company duly incorporated under the company laws of the State of Delaware, United States of America. Monsanto is not controlled by any firm or persons.

The merging parties are active in all the COMESA Member States. The Commission will, in accordance with the provisions of the Regulations, determine among other things whether or not the merger is likely to substantially prevent or lessen competition within the Common Market. In view of this, the Commission hereby gives notice to all interested stakeholders, including competitors, suppliers and customers of the merging parties to submit written representations to the Commission with regard to the subject matter of the proposed inquiry by emailing them to: wmwemba@comesa.int. All written representations should be sent to the Commission not later than **31st March 2017**.

All written representations submitted to the Commission will be treated with the strictest confidentiality and will only be used for the purpose of this inquiry.